

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

**DECLARATION**

ATTORNEY'S DOCKET NO.  
13533/48203

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a Letters Patent is sought on the invention entitled **DELIVERY OF DNA OR RNA VIA GAP JUNCTIONS FROM HOST CELLS TO TARGET CELLS AND A CELL-BASED DELIVERY SYSTEM FOR ANTISENSE OR SIRNA** the specification of which was filed in the United States Patent and Trademark Office on **June 19, 2006** as U.S. Application No. **10/583,369**.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

**PRIOR FOREIGN APPLICATION(S)**

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. § 119
WIPO	PCT/US2004/042504	17 Dec. 2004		YES

**PRIOR UNITED STATES APPLICATION(S)**

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:


APPLICATION NUMBER	FILING DATE (day, month, year)
60/530,555	17 December 2003

SEND CORRESPONDENCE, AND DIRECT TELEPHONE CALLS TO:

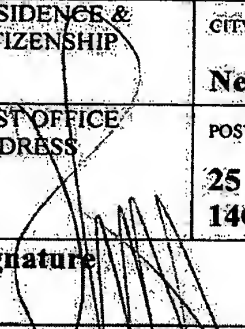
Deborah A. Somerville, Esq.  
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 One Broadway  
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**Customer No. 26646**

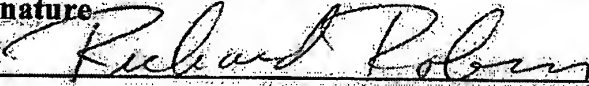
I declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR	FAMILY NAME <b>BRINK</b>	FIRST GIVEN NAME <b>Peter</b>	SECOND GIVEN NAME <b>R.</b>
RESIDENCE & CITIZENSHIP	CITY <b>Setauket</b>	STATE OR FOREIGN COUNTRY <b>New York</b>	COUNTRY OF CITIZENSHIP <b>U.S.A.</b>
POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>101 Dyke Road</b>	CITY <b>Setauket</b>	STATE & ZIP CODE/COUNTRY <b>New York, 11773</b>
Signature 		Date <b>11/22/06</b>	

I declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR	FAMILY NAME <b>ROSEN</b>	FIRST GIVEN NAME <b>Michael</b>	SECOND GIVEN NAME <b>R</b>
RESIDENCE & CITIZENSHIP	CITY <b>New York</b>	STATE OR FOREIGN COUNTRY <b>New York</b>	COUNTRY OF CITIZENSHIP <b>USA</b>
POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>25 East 86<sup>th</sup> Street, Apt. 14C</b>	CITY <b>New York</b>	STATE & ZIP CODE/COUNTRY <b>New York, 10028</b>
Signature 		Date <b>9 Dec 07</b>	


I declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR	FAMILY NAME <b>ROBINSON</b>	FIRST GIVEN NAME <b>Richard</b>	SECOND GIVEN NAME <b>B</b>
RESIDENCE & CITIZENSHIP	CITY <b>Cresskill</b>	STATE OR FOREIGN COUNTRY <b>New Jersey</b>	COUNTRY OF CITIZENSHIP <b>USA</b>
POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>67 Roosevelt Street</b>	CITY <b>Cresskill</b>	STATE & ZIP CODE/COUNTRY <b>New Jersey, 07626</b>
Signature 		Date <b>3/9/07</b>	

I declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR	FAMILY NAME <b>COHEN</b>	FIRST GIVEN NAME <b>Ira</b>	SECOND GIVEN NAME <b>S.</b>
RESIDENCE & CITIZENSHIP	CITY <b>Stony Brook</b>	STATE OR FOREIGN COUNTRY <b>New York</b>	COUNTRY OF CITIZENSHIP <b>U.S.A.</b>
POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>23 Hawks Nest Road</b>	CITY <b>Stony Brook</b>	STATE & ZIP CODE/COUNTRY <b>New York, 11790</b>
Signature <i>Ira S. Cohen</i>		Date <i>11/21/06</i>	

I declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR	FAMILY NAME <b>GROLLMAN</b>	FIRST GIVEN NAME <b>Arthur</b>	SECOND GIVEN NAME
RESIDENCE & CITIZENSHIP	CITY <b>Setauket</b>	STATE OR FOREIGN COUNTRY <b>New York</b>	COUNTRY OF CITIZENSHIP <b>U.S.A.</b>
POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>14 Childs Lane</b>	CITY <b>Setauket</b>	STATE & ZIP CODE/COUNTRY <b>New York, 11733</b>
Signature			Date <b>11/00/01</b>

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor(s): Peter R. BRINK et al.  
Serial No.: 10/583,369  
Int'l App. No.: PCT/US04/42504  
For: DELIVERY OF DNA OR RNA VIA GAP JUNCTIONS FROM  
HOST CELLS TO TARGET CELLS AND A CELL-BASED  
DELIVERY SYSTEM FOR ANTISENSE OR SIRNA  
Filing Date: 19 June 2006  
Art Unit: Unknown  
Confirmation No.: 3149

**STATEMENT UNDER 37 C.F.R. § 3.73(b)**

Sir:

**THE RESEARCH FOUNDATION OF STATE UNIVERSITY OF NEW YORK**, having a place of business at **35 State Street, Albany, New York 12207**, states that it is the assignee of the entire right, title and interest of inventors Ira S. Cohen, Peter R. Brink and Arthur Grollman in the patent application identified above by virtue of the following chain of title from the aforementioned inventors to the current assignee as shown below:

From: Ira S. Cohen, Peter R. Brink and Arthur Grollman

To: The Research Foundation of State University of New York

The document was recorded on June 1, 2004 in related application Serial No. 10/739,917 at Reel 015388 and Frame 0556.

The undersigned is authorized to sign this Statement Under 37 C.F.R. §3.73(b) on behalf of the assignee, **THE RESEARCH FOUNDATION OF STATE UNIVERSITY OF NEW YORK**.

Respectfully submitted,

Dated: May 24, 2007

By:   
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